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ADVOKATFIRMA HARRIS

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Bergen, Norway  
17 March 2006Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
USAOur ref.: P18260US00  
Christian Abel

Your ref.:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application serial no.: 10/824492  
 Inventor: Petter Muren  
 For: Rotor and aircraft passively stable in hover  
 Group No.:  
 Examiner:  
 Attorney docket no.: 116184

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## PETITION TO WITHDRAW HOLDING OF ABANDONMENT

This is in response to the Notice dated 03/09/2006, in which it is alleged that the applicant has failed to reply to the Office letter of 16 August 2005.

The applicant in fact filed such a reply on 5 September 2005. Enclosed please find a copy of the reply, together with a Certificate of Transmission, Statement under 37 CFR 1.8, as well as the receipt from the fax machine from which the reply was sent.

In as much as a Petition to make Special has been granted in this application, prompt reconsideration is solicited.

Respectfully Submitted,  
 ONSAGERS AS

  
 Christian D. Abel

Reg no. 43,455

Cust. No. 29078

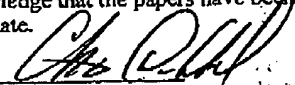
Certification of Facsimile Transmission  
and statement under 37 CFR 1.8(b)(3)

I hereby certify that the above-identified papers are being facsimile transmitted to the Patent and Trademark Office at

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Date: 17 March 2006

I further hereby attest that I have personal knowledge that the papers have been transmitted on this date.

  
 Christian D. Abel 43, 455

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MAR 17 2006

**Notice of Abandonment**

Application No.

10/824,492

Applicant(s)

MUREN, PETER

Examiner

Tien Dinh

Art Unit

3644

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 16 August 2005.
  - (a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b) ☐ The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a) ☐ Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

*Tien Dinh*

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

U.S. Patent and Trademark Office  
PTOL-1432 (Rev. 04-01)

Notice of Abandonment

Part of Paper No. 20060303

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Bergen, Norway  
5 September 2005Commissioner for Patents  
P.O. Box 1450  
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USAOur ref.: P18260US00  
Christian Abel

Your ref.:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application serial no.: 10/524,492  
Inventor: Petter Muren  
For: Rotor and aircraft passively stable in hover  
Group No.: 3644  
Examiner: Dinh, Tirm Quang  
Attorney docket no.: 116184

## RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

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In response to the Detailed Action dated 08/16/2005, applicant makes the following elections:

1. Applicant elects the invention of group I, i.e., claims 1-6 and 8-14
2. Applicant further elects Species A (Fig. 6). The following claims read on Species A: 1-6, 8, 9, 10, 12 and 14.

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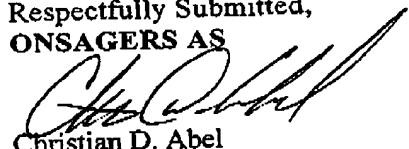
## Remarks:

Applicant has previously filed a Petition to Make Special, and has stated therein that applicant will not traverse any election requirement. Within the spirit of that statement, applicant would nonetheless respectfully disagree with the examiner that no claims appear to be generic to the identified species. Claim 9 contains the generic limitation, "means adapted to enable controlled tilting of the aircraft". The three species identified by the examiner are three alternative embodiments of such means.

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Respectfully Submitted,

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and statement under 37 CFR 1.8(b)(3)I hereby certify that the above-identified papers are  
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Trademark Office at

(703) 872-9306 on the date shown below:

Date: 5 September 2005I further hereby attest that I have personal  
knowledge that the papers have been transmitted on  
this date.
  
Christian D. Abel 43,455

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In response to the Detailed Action dated 08/16/2005, applicant makes the following elections:

1. Applicant elects the invention of group I, i.e., claims 1-6 and 8-14
2. Applicant further elects Species A (Fig. 6). The following claims read on Species A: 1-6, 8, 9, 10, 12 and 14.

### Remarks:

Applicant has previously filed a Petition to Make Special, and has stated therein that applicant will not traverse any election requirement. Within the spirit of that statement, applicant would nonetheless respectfully disagree with the examiner that no claims appear to be generic to the identified species. Claim 9 contains the generic limitation, "means of the aircraft". The three species identified by the

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